

Randolph Township Trustees Regular Meeting Thursday, March 24, 2011

Chairman Roger Klodt opened the meeting with the pledge at 7:00 p.m. Fiscal Officer Mary Rodenbucher read the minutes from the previous meeting. Sue moved to accept the previous minutes. Roger seconded.

RCV: Mike – yes; Sue – yes; Roger – yes. Present: Trustees Roger Klodt, Mike Lang, Sue White, FO Mary Rodenbucher, D. Kolasky, H. Doolittle, L. McKay, V. McKay, B. Moledor, J. Keener, P. Cernava, L. Klodt, T. Manion, R. Huth, G. Magno, C. Magno, J. Geib, C. Guthier, D. Werberk, G. Angel, J. Ickes, K. Angel, M. Van Nostam, G. Harrison

**Old Business**

Roger stated that the reason so many are attending tonight is the Moyer Field usage. Roger stated that comments will be civil and discussion is to be directed to the trustees. Len stated that the Lion's Club has a substantial financial and work effort in the ball fields. He is not here to protest but is on a fact finding mission. The Lion's Club helped pay for the lights, bought the flag pole, built the field house and fields. Len wants to make sure it is used effectively and for the best use for the township. Sue asked how much money was paid toward the lights. Gary stated that \$4,524 was paid toward the lighting project. The flag pole was \$1,300. Troy reiterated his previous comments regarding the many hours of hard work by the Hot Stove league. The Hot Stove has been recognized by the state Hot Stove league. They worked for two years to raise funds for the lights. Troy stated that the kids love it. They recognized some problems but they were addressed and corrected when it was brought to their attention. He doesn't feel it is an issue at this time. Troy stated that the usage is not changing. The only thing that changed is the combination of the Randolph and Atwater teams to become Waterloo teams. The state awarded the girl's state championship games to be played at Moyer Field. It will be two consecutive weekends in the summer. Jarvis Industries allows parking in their lot which greatly helps. The Lion's Club is a great help. Roger reiterated that Troy's comment is that usage will not increase. Troy explained how the teams are split. Troy stated that three nights will likely be enough, but asked that it not be limited to certain days. Troy stated that Saturday games are played in the morning. The state tournaments may need the lights. Troy stated that it will be a big draw for local businesses in Randolph to get the tournaments. Many people support the Lion's Club. Chuck feels it would not be fair to not use the lights. Virginia would like to encourage the children to continue playing and keep them off the streets. It is comforting to know that the children have some place to go and be taken care. Grace stated that none of the people present live near the ball field to experience the lights and traffic. Grace stated parking is an issue. She feels a child will be hit due to the parking. The lights affect their lifestyle greatly. Her husband has an eye issue which is aggravated by the lights from the ball field. She stated that the PA system is so loud that it affects the conversation of her entertaining. Grace stated that the neighbors do not want the PA or the tournaments. She was upset with the starting time and ending times of the games. She also stated that their dogs can't handle the noise. The Angel's are not asking that the kids not play, just not play under the lights. The lights affect their legal right to live on their property. She stated that it is not legal and not right. She read some comments from the light letter. She was there before the ball field was there, and soccer, but was not asked about anything coming in. The neighbors want the cut off at 9 p.m. at night and no more than two nights a week. Keith stated that the lights are a luxury. The lights and PA system infringe on his property and his basic right to enjoy his property. They moved here to live in a small quiet community. Grace stated that it is still a township, not a big city. Grace stated that they are affected by the lights, traffic, and head lights. Gary has a problem with a cell tower that was built nearby. Gary stated that he was unhappy with it, but it is progress. Randolph is not a bed and breakfast town and he looks forward to get it getting bigger. He feels sorry for the Angel's, but things change. The township has changed since he moved in 15 years ago. Rick was president Hot Stove years ago and there were no baseball fields for the very young children to play on. They played at a church. Rick asked how the full moon affected the Angel's. Rick hears the kids come at 5:30 and they are out at 8:30. Chuck asked what would happen about the football field at the school. Grace stated the games are over by 9:30 and only five home games are played. Gary feels sorry for the neighbors but you can't stop things moving forward. He feels the lights should be there. It is one of the best things the township has ever done. Gary stated that one or two families should not be able to make the decision for the entire community. It is a good thing and feels sorry for the inconvenience. James (Angel's lawyer) met with the Angels about a year ago. He reviewed the minutes regarding the whole project and feels it was misconceived from the onset. The first meeting for public comment was September 8, 2009. Neighbors should have been involved from the beginning. Baseball is a wonderful thing; however the property rights have been violated. James stated that a better aspect is to appreciate the property rights of those who live near the ball field. He stated that there are two directions to settle this issue; either by concessions or settled in court. They

made an attempt to rectify the problem, but it did not rectify the problem. The neighbors do not want to pursue a suit. James doesn't feel it was handled correctly. It is not right to pit the Angel's against the Lion's Club. The constitution is there to protect the rights of the citizens. He brought up various comments from the previous minutes. The previous recommendations are unacceptable. Roger asked if he read the report from Thompson Electric. According to the expert there is no light trespass on any property. Grace stated that there is still the noise. Troy stated that they keep bringing up the PA system which was not the Hot Stove. Mike stated that it was the football pep rally from the high school. Grace accused Sue of making fun of her and swearing at her. Sue is shocked at her comment and stated that it is not true. Mike asked how many people have an issue with the ball field use. Grace read the list of neighbors. Troy stated that the PA system was used three times for the national anthem. He stood in the middle of road and could not hear it. Sue stated that when she received a phone call about the PA system she called Roger who investigated the situation. Roger explained the pep rally was held at the ball field due to the fact that the fire department was involved with the pep rally. The township had no control over the pep rally and they brought their PA system in. Troy stated that the pep rally was at the ball field to utilize the concession stand. Paul asked if a building permit was issued. Troy stated that it was and they had a final inspection. Sue stated that letters went out to all the residents. Grace stated that they did not receive it and the poles were already purchased. Roger stated that the poles were donated. Mike stated that no holes were dug. Troy stated that the poles were on the ground for a year. Mike feels we might need mediation with our legal counsel. Mike feels it is an asset to the community but we need to be considerate of property rights. Mike feels we have done a fact finding of the Hot Stove and neighbors. Grace asked what the limitations were. Mike stated that last year it was three nights a week. Mike feels we need to go to mediation with the attorneys. Troy asked for a 10:30 cut-off since there was a safety issue exiting the park with the lights out at 10:00 last year. Troy stated that traffic is limited to one field. He stated that there may be 25 parents. Sue stated that the concern was the Hot Stove getting more each year. Sue stated that the Angel's have a nice backyard and understands their concerns. Sue stated that we care about everyone's comments. Mike asked Dan to set up a mediation hearing. Mike stated that nothing has changed from last year. Roger appreciates everyone's comments and will notify those involved when the mediation hearing is set.

Mike stated that we received a change order for the storage building. Mike explained the changes. Roger agrees that we could do the demolition. Mike moved to approve the change less the demolition cost. Roger seconded. RCV: Mike – yes; Sue – yes; Roger – yes.

Mike has not followed up on the diesel fuel but the supplies are on order. There was discussion about the rear tires for the road mower. We will continue to research the tires. Mike mentioned the passing of Kenny Royer. He served as trustee and was a member of the RFD, Lions' Club, Sheriff's Deputy and Fair Board. We will miss him. Roger would like to donate two gravesites to the Royer family. Mike so moved. Roger seconded. RCV: Mike – yes; Sue – yes; Roger – yes.

Sue asked Larry about the road signs. A resident asked if the reflective strips will also be placed on the post. Larry explained the resurfacing of the signs at a reduced cost. The reflective strips will also be placed. Sue thanked Larry for straightening out the roads.

### **New Business**

Mike and Sue have nothing at this time. Roger spoke about the hall rentals. Roger spoke to Dan about the non-profit groups that use the facilities who cannot afford the fee. Discussion will continue at a future meeting.

Sue was asked by a resident if our recycle center can handle the light bulbs which have mercury in them. Our recycle center is not the proper place for disposal. Jim and Gary suggested that residents should handle it by starting a stock pile of light bulbs and have it picked up. Gary explained the EPA concern with the trace amounts of mercury. Gary stated that it will have to have a sealed container. Jim explained that the green label on fluorescent lights is ok but others are hazardous waste. Gary suggested that the township not get involved as it will be a large expense and headache.

Mary placed the February bank reconciliation in the trustee's mail boxes. She asked if there were any questions. Roger moved to accept the February bank reconciliation. Sue seconded. RCV: Mike – yes; Sue – yes; Roger – yes.

Mary requested a motion submit a revenue amendment and set appropriations accordingly in the amount of \$1,795,273.39. Mike so moved. Roger seconded. RCV: Mike – yes; Sue – yes; Roger – yes.

Mary requested a motion to appropriate receipts 50 – 62 totaling \$441,904.66 and pay warrants 32141 – 32185, EFTs 926 – 935, and voucher 9 totaling \$73,242.39. Roger so moved. Sue seconded. RCV: Mike – yes; Sue – yes; Roger – yes.

Larry presented the road report. Larry reported on the stone and oil bids. He would like to chip and seal about 10 miles of road. We can adjust the number of miles after the completion of the storage building. The roads are not as bad as originally thought. Larry reported on road department repairs and maintenance.

Roger stated that the Suffield Trustee's would like to get together to discuss some projects to work on together to save money.

Dan presented the zoning report. One permit was issued. Dan presented information to the trustees regarding the appeal from Lovejoy. Dan sent a link with new website information to the trustees. Mary requested an area for legal notices. He is working on cost reduction in the buildings.

Roger presented the fire report in Chief Lang's absence. Responses for February were EMS – 34, Fire – 2, MVC – 3, Inc. – 1, Tests – 6, for a monthly total of 46 and a year to date total of 85. One new probationary member was added to the roster. Calvin Eyre retired from the department and was placed on the roll as an honorary member. Roger thanked Calvin Eyre for his many years on the RFD. Chief Lang requested to purchase 20 uniform patches at a cost of \$85.00 each for a total of \$1,800. Roger so moved. Sue seconded. RCV: Mike – yes; Sue – yes; Roger – yes.

Renovation at the fire station has begun. The total cost of the renovation project, which includes furniture, paint, flooring, and computer, will be about \$2,500. Roger so moved. Sue seconded. Discussion: Sue asked what type of computer will be purchased. Roger stated that it will be a laptop. Sue asked if it can be used on calls. Mike stated that they have not been doing that. Sue feels it is necessary. Roger amended his motion to allow \$3,200 for renovations pending further investigation. Sue seconded. RCV: Mike – yes; Sue – yes; Roger – yes.

#### Public Comment

Jane asked if she complained about East Manufacturing what would the trustees do. Jane stated that it is progress.

Roger stated that his mother lives by Wise's and likes it because she doesn't have to turn on any lights.

Rick thanked the Lion's Club for all their work in the community. The LCA and Garden Club have also done a great job. Rick asked how LGF will affect the township. Mary responded that we are looking at reductions of 25% and 50% per year in the next two years respectively in funds. Rick stated that the school will also be greatly affected. Rick asked how many people use the post office and step into puddles. Mike stated that Hyde's own it and lease it to the postal service. Mike stated that we have sent letters to Hyde's regarding the condition of the parking lot. Sue will have Dan go there tomorrow and resolve this hazard. Sue asked how much it would cost to repair the parking lot. Rick stated there is something that sets up quickly and is almost like concrete. Jane asked if the post office is closing. Mike stated that to the best of our knowledge it is not closing. Jim asked if it would fall under the nuisance law for property structure. He feels it might be something to look into.

Gary stated that in the meetings, the Angel's are the only ones who complained. She has never offered a compromise. He feels Mike did a good job with the mediation recommendation. Cathy asked about the Gypsy Wagon restaurant. Len explained the process the owner is going through. It will be sold as one property

Gary Harrison stated that the Bunker Farm donated two cows for the food shelf. Gary thanked the Lions' Club for their support of the Food Shelf.

With no further business, the meeting adjourned at 8:28 p.m.

